

MEETING MINUTES

Wednesday, July 8, 2020

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**MAINE WATER WELL COMMISSION**  
**Rm 109, Harlow Building, 18 Elkins Lane, Augusta, ME**

## ATTENDEES:

### Commission Members:

|                                                       |                                      |                                 |
|-------------------------------------------------------|--------------------------------------|---------------------------------|
| Dwight Doughty<br>Hydrogeologist, DOT,<br>Chairperson | Frank Hegarty<br>Master Well Driller | William Dawson<br>DWP, Engineer |
| Daniel Locke<br>Hydrogeologist, MGS                   | Joe Gallant<br>Master Well Driller   |                                 |
| Mike Otley<br>Public Member                           | Glenn Dyer<br>Master Well Driller    |                                 |

### Guests:

|                                          |                                                           |
|------------------------------------------|-----------------------------------------------------------|
| Margaret Machaiek<br>State of Maine, AAG | Teresa Cloutier<br>Boothby Silver, LLC<br>Attorney at Law |
|------------------------------------------|-----------------------------------------------------------|

### Minutes Prepared By:

Tina Lemieux  
DWP, Commission Clerk

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PROCEEDINGS: 9:11 AM

Review of Meeting Minutes:

Motion to accept the minutes from June 10, 2020, meeting.

❖ MOTION: Glenn Dyer 2nd: Mike Otley VOTE: Unanimous

Exam Applications:

1. ANTHONY O'CONNOR – WD02185 (apprentice, WD & PI) – **PENDING, complaint**
 - a. 3-17-20 - Exam application received – Journeyman WD & PI

Motion to table exam application review until next meeting, Wednesday, July 8, 2020.

❖ MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: Unanimous

Specialty Well Applications – Commission Review:

1. LICCOA-TEMPLE_SWA – **DENIED**
 - a. 7-22-20 – Notification of Denial sent to JAMES T COOK, President of LICCOA Board of Directors

Motion to deny specialty well application post job completion.

❖ MOTION: Frank Hegarty 2nd: Glenn Dyer VOTE: Unanimous

Specialty Well Applications – In-House Approval:

1. TONNESON-LORD_SWA
2. OLDMSTEAD-HODGDON_SWA

COMPLAINTS:

1. DYER-L&L WD – complaint, received 6-23-20 – OPEN

- 6-25-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling
- 7-8-20 – No discussion, tabled, waiting for 14-day response window to close

Motion to accept complaint.

❖ **MOTION:** Mike Otley **2nd:** Joe Gallant **VOTE:** 5 yea, 0 nay
* Glenn Dyer, recused self from vote.

*Tabled until next meeting, Wednesday, August 12, 2020

2. DOUGHTY-L&L WD – complaint, received 6-10-20 – OPEN

- 6-10-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling
- 7-8-20 – No discussion, tabled, waiting for 14-day response window to close

Motion to accept complaint.

❖ **MOTION:** Mike Otley **2nd:** Dan Locke **VOTE:** 5 yea, 0 nay
* Dwight Doughty, recused self from vote

*Tabled until next meeting, Wednesday, August 12, 2020

3. DENSMORE-L&L WD – complaint, received 6-3-20 - OPEN

- 6-4-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling
- 6-10-20 – Reviewed and discussed complaint.
- 7-8-20 – Violations found IAW, 10-144 Code of Maine Rules, Chapter 232
 - o 300.1 / 207.1 / 407.1 / 803.5 / 800.2 / 401.5.1 / 300.3.2

Motion to accept complaint.

❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** Unanimous

Motion to approve violations of Densmore complaint.

❖ **MOTION:** Joe Gallant **2nd:** Glenn Dyer **VOTE:** Unanimous

*Tabled until next meeting, Wednesday, August 12, 2020

4. LOCKE-OCONNOR – complaint, received 5-4-20 - OPEN

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O’Connor
- 5-12-20 – Response from Mr. O’Connor via email_5-12-20
- 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker
- 6-10-20 – Reviewed and discussed complaint
- 7-8-20 – Motion to follow-up with independent investigator, David Philbrook.
 - o Problems with MGS well logs
 - o Hydrofracking charge, may owe homeowner refund

Motion to accept complaint.

❖ **MOTION**: Frank Hegarty **2nd**: Glenn Dyer **VOTE**: 5 yea, 0 Nay
* Dan Locke, recused self from vote

Motion to hire independent investigator, David Philbrook.

❖ **MOTION**: Frank Hegarty **2nd**: Joe Gallant **VOTE**: Unanimous

*Tabled until next meeting, Wednesday, August 12, 2020

Motion to adjourn.

❖ **MOTION**: Mike Otley **2nd**: Frank Hegarty **VOTE**: Unanimous

ADJOURNMENT: **11:05 AM**